

IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION AT MEMPHIS

FILED BY _____ D.C.

05 MAY -5 AM 11: 52

W.M. BARR & COMPANY, INC.

Plaintiff,

VS.

**NORTH AMERICAN CAPACITY INSURANCE
COMPANY, AS SUCCESSOR IN INTEREST TO
UNDERWRITERS INSURANCE CO AS TO
POLICY NUMBER BCG000432**

Defendant-Third Party Plaintiff,

VS.

LEXINGTON INSURANCE COMPANY

Third-Party Defendant.


ROBERT A. TROLO
CLERK, U.S. DIST. CT.
W.D. OF TN, MEMPHIS

No. 03-2969BA

ORDER GRANTING LEXINGTON INSURANCE COMPANY LEAVE TO FILE THIRD-PARTY COMPLAINT

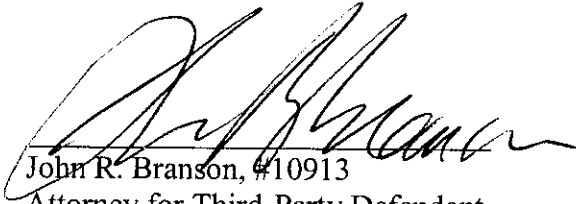
The Court, having considered the Motion of Lexington Insurance Company for Leave to File Third-Party Complaint, finds that the Motion is well-taken and should be granted.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Motion is granted and Lexington Insurance Company is hereby granted leave to file its Third-Party Complaint.


DISTRICT JUDGE J. DANIEL BREEN

Date: May 4, 2005

APPROVED:

A handwritten signature in black ink, appearing to read "John R. Branson", is written over a horizontal line.

John R. Branson, #10913

Attorney for Third-Party Defendant,
Lexington Insurance Company
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Honorable J. Breen
US DISTRICT COURT